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CARRIER CORPORATION

E-filing

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

11 | ROBERT SCHOELZEL,

Case No.

113

Plaintiff,

**DEFENDANT CARRIER
CORPORATION'S NOTICE OF TAG-
ALONG ACTION**

ASBESTOS DEFENDANTS, As Reflected on Exhibits, et al.,

Multi-District Rule 7.5(e)

Defendants.

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19 TO THE HONORABLE COURT AND TO ALL PARTIES AND THEIR ATTORNEYS OF
20 RECORD:

1 PLEASE TAKE NOTICE that on July 29, 1991, the Judicial Panel on Multidistrict
2
3 Litigation entered an order transferring all asbestos cases pending in federal court to the United
4 States District Court, Eastern District of Pennsylvania, for coordinated or consolidated pretrial
5 proceedings pursuant to U.S.C. § 1407 (“MDL Transfer Order”). That order also applies to “tag-
6 along actions,” or actions involving common questions of fact filed after the January 1991 filings
7 of the Panel’s Order to Show Cause. MDL Rule 13(e) provides:

27 Any party or counsel in actions previously transferred under
28 section 1407 or under consideration by the Panel for transfer under

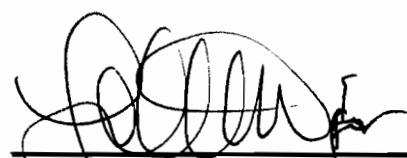
1 section 1407 shall promptly notify the Clerk of the Panel of any
2 potential "tag-along actions" in which that party is also named or
3 in which that counsel appears.

4 The undersigned hereby notifies the court that this is a potential "tag-along action" which
5 may be subject to transfer to the Eastern District of Pennsylvania. The Clerk of the Panel may
6 either: (1) enter a conditional transfer order pursuant to MDL Rule 12(a), or (2) file an order to
7 show cause why the action should not be transferred, pursuant to MDL Rule 13(b).

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9 DATED: June 27, 2008

TUCKER ELLIS & WEST LLP

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11 By:


12 Evan C. Nelson
13 Lilian C. Ma
14 Attorneys for Defendant
15 CARRIER CORPORATION

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